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6 Attorneys for Richard C.G. Larson

7 UNITED STATES DISTRICT COURT

8 DISTRICT OF NEVADA

9 * * *

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 vs.

13 RICHARD C.G. LARSON,

14 Defendant.

2:15-mj-313-GWF

STIPULATION TO CONTINUE
PRELIMINARY HEARING

(Third Request)

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16 IT IS HEREBY STIPULATED AND AGREED, by and between Daniel G. Bogden, United
17 States Attorney, and Christina M. Brown, Assistant United States Attorney, counsel for the United
18 States of America, and Rene L. Valladares, Federal Public Defender, and Brian Pugh, Assistant
19 Federal Public Defender, counsel for, RICHARD C.G. LARSON, that the Preliminary Hearing
20 currently scheduled for August 14, 2015 at the hour of 4:00 p.m., be vacated and set to a date and
21 time convenient to this court. However, in no event earlier than thirty (30) days.

22 This Stipulation is entered into for the following reasons:

- 23 1. Parties have entered negotiations and need the additional time to resolve this matter.
24 2. Defendant is incarcerated and does not object to a continuance.

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1 3. Additionally, denial of this request for continuance could result in a miscarriage of
2 justice. The additional time requested by this Stipulation is excludable in computing the time within
3 which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United States
4 Code, Section 3161 (h)(1)(D) and Title 18, United States Code, Section 3161(h)(7)(A), considering
5 the factors under Title 18, United States Code §§ 3161(h)(7)(B) and 3161(h)(7)(B)(iv).

6 This is the third request for continuance filed herein.

7 DATED this 6th day of August, 2015.

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9 RENE L. VALLADARES
10 Federal Public Defender

DANIEL G. BOGDEN
United States Attorney

11 /s/ Brian Pugh
12 By _____
13 Brian Pugh
14 Assistant Federal Public Defender

15 /s/ Christina M. Brown
16 By _____
17 Christina M. Brown
18 Assistant United States Attorney

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

UNITED STATES OF AMERICA,
Plaintiff,
vs.
RICHARD C.G. LARSON,
Defendant.

2:15-mj-313-GWF

ORDER

FINDINGS OF FACT

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

1. Parties have entered negotiations and need the additional time to resolve this matter.
2. Defendant is incarcerated and does not object to a continuance.
3. Additionally, denial of this request for continuance could result in a miscarriage of justice. The additional time requested by this Stipulation is excludable in computing the time within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United States Code, Section 3161 (h)(1)(D) and Title 18, United States Code, Section 3161(h)(7)(A), considering the factors under Title 18, United States Code §§ 3161(h)(7)(B) and 3161(h)(7)(B)(iv).

CONCLUSIONS OF LAW

The ends of justice served by granting said continuance outweigh the best interest of the public and the defendant in a speedy trial, since the failure to grant said continuance would be likely to result in a miscarriage of justice, would deny the parties herein sufficient time and the opportunity within which to be able to effectively and thoroughly prepare for trial, taking into account the exercise of due diligence.

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1 The continuance sought herein is excludable under the Speedy Trial Act, title 18, United
2 States Code, Section 3161(h)(1)(A), 3161(h)(7) and Title 18 United States Code, §§ 3161 (h)(7)(A),
3 when the considering the facts under Title 18, United States Code, §§ 316(h)(7)(B) and
4 3161(h)(7)(B)(iv).

5 **IT IS THEREFORE ORDERED** that the Preliminary Hearing currently scheduled on
6 August 14, 2015 at the hour of 4:00 p.m., be vacated and continued to September 14, 2015
7 at 4:00 p.m.

8 DATED this 7th day of August, 2015.

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11 UNITED STATES MAGISTRATE JUDGE
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